

AMENDED IN ASSEMBLY JULY 17, 2007

AMENDED IN SENATE MAY 2, 2007

SENATE BILL

No. 139

Introduced by Senator Scott
(Coauthors: Senators Alquist, Padilla, and Wyland)
(Coauthors: Assembly Members Beall, Galgiani, and Horton)

January 25, 2007

An act to amend Sections 70101, ~~70120, 70124~~ 70106, 70120, 70124, 70125, 78261, 87482, 89267, and 92645 of, and to add Sections 66055.8, 66055.9, 70128.5, ~~and 78261.3~~ 78261.3, *and 89267.3* to, the Education Code, and to add Article 5 (commencing with Section 128050) to Chapter 2 of Part 3 of Division 107 of the Health and Safety Code, relating to nursing education.

LEGISLATIVE COUNSEL'S DIGEST

SB 139, as amended, Scott. Nursing education.

(1) The existing Donahoe Higher Education Act sets forth, among other things, the missions and functions of the various segments of postsecondary education in the state. These segments include the California State University, the California Community Colleges, and the various private and independent colleges and universities.

This bill would add to the Donahoe Higher Education Act a provision prohibiting a campus of the California State University or the California Community Colleges that operates a registered nursing program from requiring a student who has been admitted to that registered nursing program and who has already earned a baccalaureate *or higher* degree from ~~an~~ *a regionally* accredited institution *of higher education* to complete general education requirements. The bill would instead authorize these segments to require those students to complete only the

coursework that is necessary to prepare him or her for licensing as a registered nurse.

The bill would authorize any college, university, or other entity that operates an accredited registered nursing program to require any prospective student to provide criminal record clearance, as defined, prior to enrollment.

(2) Existing law establishes the Student Aid Commission as the primary state agency for the administration of state-authorized student financial aid programs available to students attending all segments of postsecondary education.

Existing law establishes the State Nursing Assumption Program of Loans for Education (SNAPLE), administered by the commission, under which any person enrolled in an institution of postsecondary education and participating in that loan assumption program is eligible to receive a conditional warrant for loan assumption, to be redeemed upon becoming employed as a full-time nursing faculty member at a California college or university.

Existing law establishes a loan assumption program for employees of specified state facilities within the SNAPLE program. This program provides loan assumption benefits to persons who fulfill agreements to work full time for 4 consecutive years as clinical registered nurses in state-operated 24-hour facilities, as specified, that employ registered nurses and that, at the time the person commences employment at the facility, have a vacancy rate of greater than 10% in clinical registered nursing positions, as reported, pursuant to the bill, to the commission by the Department of Personnel Administration. The program provides for a progressive assumption of the amount of a qualifying loan over 4 consecutive years of qualifying clinical registered nursing service, up to a total loan assumption of \$20,000.

Under existing law, this program becomes inoperative on July 1, 2012, and is repealed on January 1, 2013.

This bill would make a person who has earned a baccalaureate or graduate level degree, and who meets the other requirements of the program, eligible to enter into an agreement for loan assumption under the program. *The bill would require that, if a provision is added to the program and the commission deems it necessary to adopt a rule or regulation to implement that provision, the commission develop and adopt that rule or regulation no later than 6 months after the operative date of the statute that adds the provision.*

The bill would make a person who is currently employed as a registered nurse in a state-operated 24-hour facility ineligible to enter into an agreement for loan assumption under this program. The bill would also specify that, in any fiscal year, the commission shall award no more than the number of warrants that are authorized by the Governor and the Legislature in the annual Budget Act for that year for the assumption of loans pursuant to the program.

(3) Existing law authorizes the Board of Governors of the California Community Colleges and the Chancellor of the California Community Colleges to award grants to community college districts with associate degree nursing programs to expand enrollment, reduce program attrition, or both. Under this provision, funds may be used for, among other purposes, the providing of diagnostic assessments.

This bill would provide that the board of governors solely, rather than the board of governors and the chancellor, would award these grants. The bill would ~~specify that any~~ *authorize a community college district, irrespective of whether it participates in the program established by this provision, may to use multicriteria screening measures, including any diagnostic assessment tool that is commonly used in registered nursing programs and is approved by the chancellor.*

The bill would authorize a community college registered nursing program to use additional multicriteria screening measures if it determines that the number of applicants to that program exceeds its capacity. The bill would prohibit a community college district from excluding an applicant to a registered nursing program on the sole basis that the applicant is not a resident of that district or has not completed prerequisite courses in that district.

(4) Existing law establishes the California State University, under the administration of the Trustees of the California State University, as one of the segments of public postsecondary education in this state. Existing law provides for the operation of 25 component institutions of the university.

Existing law establishes the University of California, under the administration of the Regents of the University of California, as one of the segments of public postsecondary education in this state. Existing law authorizes the provision of instruction at the 10 component institutions of the university. Existing law expresses legislative intent with respect to the expansion of baccalaureate degree nursing programs of those respective segments.

This bill would express legislative intent that the funding for the *baccalaureate degree* enrollment expansions referenced in ~~this section~~ *these provisions* be funded within the general enrollment growth funding that is traditionally provided to the respective segments during the annual budget process.

The bill would prohibit the California State University from disqualifying or prohibiting a student who possesses a baccalaureate or higher degree from enrolling in, and completing, a baccalaureate degree nursing program on the sole basis of that student's possession of the degree.

(5) Existing law establishes the Office of Statewide Health Planning and Development, which is charged with the administration of health policy and planning. Existing law establishes the California Health Data and Planning Fund, and authorizes moneys from that fund to be appropriated for expenditure for health-related programs of the office.

This bill would provide for the establishment of a ~~healthcare~~ *health care* workforce clearinghouse under the administration of the Office of Statewide Health Planning and Development. The bill would provide that the clearinghouse would serve as the central source of health care workforce and educational data in the state. The bill would provide that the activities of the clearinghouse would be funded by appropriations made from the California Health Data and Planning Fund.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 66055.8 is added to the Education Code,
2 to read:
3 66055.8. Notwithstanding any other provision of law, a campus
4 of the California State University or the California Community
5 Colleges that operates a registered nursing program shall not
6 require a student who has been admitted to that registered nursing
7 program and who has already earned a baccalaureate ~~degree from~~
8 ~~an accredited institution~~ *or higher degree from a regionally*
9 *accredited institution of higher education* to complete general
10 education requirements, but rather shall require that student to
11 complete only the coursework that is necessary to prepare him or
12 her for licensing as a registered nurse.

1 SEC. 2. Section 66055.9 is added to the Education Code, to
2 read:

3 66055.9. Notwithstanding any other provision of law, any
4 college, university, or other entity that operates an accredited
5 registered nursing program may require any prospective student
6 to provide criminal record clearance within the meaning of Section
7 1265.5 of the Health and Safety Code prior to enrollment.

8 SEC. 3. Section 70101 of the Education Code is amended to
9 read:

10 70101. (a) Program participants shall meet all of the following
11 eligibility criteria prior to selection into the program, and shall
12 continue to meet these criteria, as appropriate, during the payment
13 periods:

14 (1) The participant shall be a United States citizen or eligible
15 noncitizen.

16 (2) The participant shall be a California resident attending, or
17 having earned a baccalaureate or graduate level degree from, an
18 eligible school or college.

19 (3) The participant shall be making satisfactory academic
20 progress.

21 (4) The participant shall have complied with United States
22 Selective Service requirements.

23 (5) The participant shall not owe a refund on any state or federal
24 educational grant or have delinquent or defaulted student loans.

25 (b) Any person who has enrolled in, or graduated from, an
26 institution of postsecondary education, and who is participating
27 in the loan assumption program set forth in this article, may be
28 eligible to receive a conditional warrant for loan assumption, to
29 be redeemed pursuant to this chapter upon becoming employed as
30 a full-time nursing faculty member at a California college or
31 university or the equivalent of full-time service as a nursing faculty
32 member employed part time at one or more California colleges or
33 universities.

34 (c) (1) The commission shall award loan assumption agreements
35 to undergraduate students with demonstrated academic ability and
36 financial need, as determined by the commission pursuant to Article
37 1.5 (commencing with Section 69503) of Chapter 2, and to graduate
38 students with demonstrated academic ability.

1 (2) The applicant shall have completed a baccalaureate level or
2 graduate level degree program or be enrolled in an academic
3 program leading to a baccalaureate level or a graduate level degree.

4 (3) The applicant shall be currently enrolled in, admitted to, or
5 have successfully completed, a program in which he or she will
6 be enrolled on at least a half-time basis each academic term as
7 defined by an eligible institution. The applicant shall agree to
8 maintain satisfactory academic progress.

9 (4) The applicant shall have been judged by his or her
10 postsecondary institution to have outstanding ability on the basis
11 of criteria that may include, but need not be limited to, any of the
12 following:

13 (A) Grade point average.

14 (B) Test scores.

15 (C) Faculty evaluations.

16 (D) Interviews.

17 (E) Other recommendations.

18 (5) The applicant shall have received, or be approved to receive,
19 a loan under one or more of the following designated loan
20 programs:

21 (A) The Federal Family Education Loan Program (20 U.S.C.
22 Sec. 1071 et seq.).

23 (B) The Federal Direct Loan Program.

24 (C) Any loan program approved by the commission.

25 (6) The applicant shall have agreed to teach nursing on a
26 full-time basis at one or more accredited California colleges or
27 universities for at least three years, or on a part-time basis for the
28 equivalent of three full-time academic years, commencing not
29 more than 12 months after obtaining an academic degree, unless
30 the applicant, within 12 months after obtaining the academic
31 degree, enrolls in an academic degree program leading to a more
32 advanced degree in nursing or a field related to nursing.

33 (7) An applicant who teaches on less than a full-time basis may
34 participate in the program, but is not eligible for loan repayment
35 until that person teaches for the equivalent of a full-time academic
36 year.

37 (d) A person participating in the program pursuant to this section
38 shall not receive more than one loan assumption agreement, and
39 shall not be eligible to receive a grant pursuant to Article 3.51
40 (commencing with Section 78260) of Chapter 2 of Part 48.

1 *SEC. 4. Section 70106 of the Education Code is amended to*
2 *read:*

3 70106. (a) The commission shall administer this article, and
4 shall adopt rules and regulations for that purpose. The rules and
5 regulations shall include, but need not be limited to, provisions
6 regarding the period of time for which a warrant shall remain valid
7 and the development of projections for funding purposes. In
8 developing these rules and regulations, the commission shall solicit
9 the advice of representatives from postsecondary education
10 institutions, the Office of Statewide Health Planning and
11 Development, and the nursing community.

12 (b) *If a provision is added to this article and the commission*
13 *deems it necessary to adopt a rule or regulation to implement that*
14 *section, the commission shall develop and adopt that rule or*
15 *regulation no later than six months after the operative date of the*
16 *statute that adds the provision.*

17 ~~SEC. 4.~~

18 *SEC. 5. Section 70120 of the Education Code is amended to*
19 *read:*

20 70120. (a) (1) Any person enrolled in an eligible institution,
21 or any person who agrees to work full time as a registered nurse
22 in a state-operated 24-hour facility that employs registered nurses,
23 may be eligible to enter into an agreement for loan assumption, to
24 be redeemed pursuant to Section 70122 upon becoming employed
25 as a clinical registered nurse in a state-operated 24-hour facility
26 that employs registered nurses and that has a clinical registered
27 nurse vacancy rate of greater than 10 percent as reported annually
28 to the commission by the Department of Personnel Administration
29 pursuant to Section 70121. In order to be eligible to enter into an
30 agreement for loan assumption, an applicant shall satisfy all of the
31 conditions specified in subdivision (b).

32 (2) As used in this article, “eligible institution” means a
33 postsecondary institution that is determined by the Student Aid
34 Commission to meet both of the following requirements:

35 (A) The institution is eligible to participate in state and federal
36 financial aid programs.

37 (B) The institution maintains an accredited program of
38 professional preparation for licensing as a registered nurse in
39 California.

1 (3) As used in this article, “state-operated 24-hour facility”
2 includes, but is not necessarily limited to, a state-operated prison,
3 psychiatric hospital, or veterans’ home.

4 (b) (1) The applicant has been admitted to, or is enrolled in, or
5 has successfully completed an accredited program of professional
6 preparation for licensing as a registered nurse in California.
7 However, a person who is currently employed as a registered nurse
8 in a state-operated 24-hour facility may be eligible to enter into
9 an agreement for loan assumption under Article 1 (commencing
10 with Section 70100), but is not eligible to enter into an agreement
11 for loan assumption under this article.

12 (2) The applicant is currently enrolled, or has been admitted to
13 a program in which he or she will be enrolled, on a full-time basis,
14 as determined by the participating institution. The applicant shall
15 agree to maintain satisfactory academic progress and a minimum
16 of full-time enrollment, as defined by the participating eligible
17 institution.

18 (3) The applicant has been judged by his or her postsecondary
19 institution to have outstanding ability on the basis of criteria that
20 may include, but need not be limited to, any of the following:

21 (A) Grade point average.

22 (B) Test scores.

23 (C) Faculty evaluations.

24 (D) Interviews.

25 (E) Other recommendations.

26 (4) The applicant has received, or is approved to receive, a loan
27 under one or more of the following designated loan programs:

28 (A) The Federal Family Education Loan Program (20 U.S.C.
29 Sec. 1071 et seq.).

30 (B) Any loan program approved by the Student Aid
31 Commission.

32 (5) The applicant has agreed to work full time for at least four
33 consecutive years as a clinical registered nurse in a state-operated
34 24-hour facility that employs registered nurses and that has a
35 clinical registered nurse vacancy rate of greater than 10 percent
36 as reported annually to the commission by the Department of
37 Personnel Administration.

38 (c) No applicant who has completed fewer than 60 semester
39 units, or the equivalent, shall be eligible under this section to
40 participate in the loan assumption program set forth in this article.

1 (d) An agreement shall remain valid even if the state-operated
2 facility at which the applicant is employed ceases to be listed
3 pursuant to Section 70121 after the applicant is employed there.

4 (e) A person participating in the program pursuant to this section
5 shall not enter into more than one agreement.

6 ~~SEC. 5.~~

7 *SEC. 6.* Section 70124 of the Education Code is amended to
8 read:

9 70124. (a) Except as provided in subdivision (b), if a program
10 participant fails to complete a minimum of four consecutive years
11 of full-time employment as required by this article, under the terms
12 of the agreement pursuant to paragraph (5) of subdivision (b) of
13 Section 70120, the participant shall assume full liability for all
14 student loan obligations remaining after the commission's
15 assumption of loan liability for the last year of qualifying clinical
16 registered nursing service pursuant to Section 70123.

17 (b) Notwithstanding subdivision (a), if a program participant
18 becomes unable to complete one of the four consecutive years of
19 qualifying clinical registered nursing service due to serious illness,
20 pregnancy, or other natural causes, the term of the loan assumption
21 agreement shall be extended for a period not to exceed one year.
22 The commission shall make no further payments under the loan
23 assumption agreement until the applicable work requirements as
24 specified in Section 70122 have been satisfied.

25 (c) If a natural disaster prevents a program participant from
26 completing one of the required years of work due to the interruption
27 of employment at the employing state facility, the term of the loan
28 assumption agreement shall be extended for the period of time
29 equal to the period from the interruption of employment at the
30 employing state facility to the resumption of employment. The
31 commission shall make no further payments under the loan
32 assumption agreement until the applicable employment
33 requirements specified in Section 70123 have been satisfied.

34 *SEC. 7.* Section 70125 of the Education Code is amended to
35 read:

36 70125. (a) The commission shall administer this article, and
37 shall adopt rules and regulations for that purpose. The rules and
38 regulations shall include, but need not be limited to, provisions
39 regarding the period of time during which an agreement shall
40 remain valid, the reallocation of resources in light of agreements

1 that are not utilized by program participants, the failure, for any
2 reason, of a program participant to complete a minimum of four
3 consecutive years of qualifying clinical registered nursing service,
4 and the development of projections for funding purposes.

5 *(b) If a provision is added to this article and the commission*
6 *deems it necessary to adopt a rule or regulation to implement that*
7 *provision, the commission shall develop and adopt that rule or*
8 *regulation no later than six months after the operative date of the*
9 *statute that adds the provision.*

10 ~~SEC. 6.~~

11 SEC. 8. Section 70128.5 is added to the Education Code, to
12 read:

13 70128.5. Notwithstanding any other provision of law, in any
14 fiscal year, the commission shall award no more than the number
15 of warrants that are authorized by the Governor and the Legislature
16 in the annual Budget Act for that year for the assumption of loans
17 pursuant to this article.

18 ~~SEC. 7.~~

19 SEC. 9. Section 78261 of the Education Code is amended to
20 read:

21 78261. (a) The Legislature finds and declares both of the
22 following:

23 (1) The Legislature intends to facilitate both the expansion of
24 associate degree nursing programs and the improvement in
25 completion rates in those programs.

26 (2) The Legislature also intends that community colleges employ
27 nationally recognized diagnostic assessment tools that are aligned
28 with national nursing licensure requirements. Both students and
29 the state benefit when diagnostic assessments are supplemented
30 with educational opportunities to assist students in meeting skill
31 levels.

32 (b) It is the intent of the Legislature to create a Nursing
33 Enrollment Growth and Retention program in the Chancellor's
34 Office of the California Community Colleges. The purpose of this
35 program shall be to provide grants to community college associate
36 degree of nursing programs that meet either of the following
37 conditions:

38 (1) The nursing program has low or moderate program attrition
39 levels.

1 (2) The nursing program provides a comprehensive program of
2 diagnostic assessment, prenursing preparation, and program-based
3 support to students.

4 (c) (1) It is the intent of the Legislature that this program shall
5 be funded, beginning in the 2006–07 fiscal year, by a redirection
6 of the ten million dollars (\$10,000,000) provided annually pursuant
7 to the Budget Act of 2005, along with an additional investment of
8 two million eight hundred eighty-six thousand dollars (\$2,886,000)
9 annually, for a total program budget of twelve million eight
10 hundred eighty-six thousand dollars (\$12,886,000) annually.
11 Unencumbered funds that were appropriated in the Budget Act of
12 2005 may be used for capacity building and equipment in the
13 2006–07 fiscal year.

14 (2) Up to 3 percent of the funds appropriated for this program
15 may be used for statewide administration, program development,
16 program evaluation, and program accountability. *As used in this*
17 *paragraph, “program development” includes, but is not necessarily*
18 *limited to, activities related to partnerships or collaborations*
19 *between community colleges and institutions of higher education*
20 *offering baccalaureate degrees in order to offer bachelor of the*
21 *science of nursing (BSN), master of the science of nursing (MSN),*
22 *and master’s entry programs in nursing (MEPN) courses of study.*

23 (d) The Board of Governors of the California Community
24 Colleges may award grants to community college districts with
25 associate degree nursing programs to expand enrollment, reduce
26 program attrition, or both. Funds shall be used only for the
27 following purposes: expanding enrollment, providing diagnostic
28 assessments, and ~~developing~~ and offering preentry coursework to
29 prospective nursing students and diagnostic assessments and
30 supportive services to enrolled nursing students. For purposes of
31 this section, supportive services include, but are not necessarily
32 limited to, tutoring, case management, mentoring, and counseling
33 services. Funds may also be used to develop alternative delivery
34 models such as part-time, evening, weekend, and summer program
35 offerings. In order to qualify for these funds, a community college
36 associate degree nursing program shall do either of the following:

37 (1) Have a program attrition rate, as determined by the Board
38 of Registered Nursing’s Annual School Report or the Information
39 Program Data System of the Chancellor’s Office of the California

1 Community Colleges, of 15 percent or less for the year prior to
2 application for funding.

3 (2) Commit to implement a comprehensive program of
4 diagnostic assessment, prenursing enrollment preparation, and
5 program-based support to enrolled students, as defined in this
6 article.

7 (e) Notwithstanding Section 78213 or any other provision of
8 law, prior to awarding any funds to be used for reducing program
9 attrition, the chancellor's office shall do all of the following:

10 (1) Identify, in collaboration with community college associate
11 degree nursing programs, nationally—~~validated~~ *recognized*
12 diagnostic assessment tools that determine the likelihood of
13 academic success in *community college* registered nursing
14 education programs.

15 (2) Establish, in collaboration with community college associate
16 degree nursing programs, the systemwide proficiency level
17 necessary for academic success for each diagnostic assessment
18 tool.

19 (3) Define the kinds of educational and support services that
20 qualify for funding under this program.

21 (f) As a condition of receiving grants under paragraph (2) of
22 subdivision (d), a community college district shall, at a minimum,
23 do all of the following:

24 (1) Utilize diagnostic assessment tools prior to enrollment to
25 determine readiness for community college associate degree
26 nursing programs.

27 (2) ~~Develop~~ *Offer, or identify*, educational preentry coursework,
28 including, but not necessarily limited to, tutorials, *instructional*
29 *resources*, or noncredit instruction, aligned to the entry level
30 nursing standards and curriculum for students who fail to
31 demonstrate readiness based upon the diagnostic assessment tools.

32 (3) Provide access to prenursing coursework for all students
33 who do not demonstrate readiness based upon the diagnostic
34 assessment tools.

35 (4) Require that students demonstrate readiness through the
36 diagnostic assessment or successful completion of the prenursing
37 coursework specified above prior to commencing the registered
38 nursing program.

39 (5) Ensure that students that participate in educational preentry
40 coursework in order to demonstrate readiness based upon the

1 diagnostic assessment tools are not disadvantaged in the program
2 enrollment process.

3 (g) As a condition of receiving grant funds pursuant to paragraph
4 (2) of subdivision (d), each recipient district shall report to the
5 chancellor's office the following data for the academic year on or
6 before a date determined by the chancellor's office:

7 (1) The number of students enrolled in the nursing program.

8 (2) The number of students taking diagnostic assessments.

9 (3) The number of students failing to meet proficiency levels
10 as determined by diagnostic assessment tools.

11 (4) The number of students failing to meet proficiency levels
12 that ~~enroll in~~ *undertake* preentry preparation classes.

13 (5) The number of students who successfully complete preentry
14 preparation ~~classes~~ *coursework*.

15 (6) The average number of months between initial diagnostic
16 assessment, demonstration of readiness, and enrollment in the
17 nursing program for students failing to meet proficiency standards
18 on the initial diagnostic assessment.

19 (7) The average number of months between diagnostic
20 assessment and program enrollment for students meeting
21 proficiency standards on the initial diagnostic assessment.

22 (8) The number of students who completed the associate degree
23 nursing program and the number of students who pass the National
24 Council Licensure Examination (NCLEX).

25 (h) (1) Data reported to the chancellor under this article shall
26 be disaggregated by age, gender, ethnicity, and language spoken
27 at home.

28 (2) The chancellor's office shall compile and provide this
29 information to the Legislature and the Governor by March 1 of
30 each year.

31 (i) It is the intent of the Legislature that, pursuant to funding to
32 be provided in the annual Budget Act, in the 2009–10 academic
33 year, the California Community Colleges should increase the
34 statewide enrollment of full-time equivalent registered nursing
35 students by 450 and, beginning in the 2010–11 academic year and
36 continuing each academic year thereafter, add 900 new full-time
37 equivalent registered nursing students.

38 ~~SEC. 8. Section 78261.3 is added to the Education Code, to~~
39 ~~read:~~

40 ~~78261.3. (a) Notwithstanding any other provision of law, any~~

1 *SEC. 10. Section 78261.3 is added to the Education Code, to*
2 *read:*

3 *78261.3. Notwithstanding any other provision of law:*

4 *(a) Any community college district, irrespective of whether it*
5 *participates in the program established by this article, may use any*
6 *diagnostic assessment tool that is commonly used in registered*
7 *nursing programs and is approved by the chancellor.*

8 *(b) If, after using an approved diagnostic assessment tool, a*
9 *community college district registered nursing program determines*
10 *that the number of applicants to its registered nursing program*
11 *exceeds its capacity, the district that program exceeds its capacity,*
12 *the program is authorized to use additional multicriteria screening*
13 *measures.*

14 *(c) A community college district may not exclude an applicant*
15 *to a registered nursing program on the sole basis that the applicant*
16 *is not a resident of that district or has not completed prerequisite*
17 *courses in that district.*

18 ~~SEC. 9.~~

19 *SEC. 11. Section 87482 of the Education Code is amended to*
20 *read:*

21 87482. (a) (1) Notwithstanding Section 87480, the governing
22 board of a community college district may employ any qualified
23 individual as a temporary faculty member for a complete school
24 year but not less than a complete semester or quarter during a
25 school year. The employment of those persons shall be based upon
26 the need for additional faculty during a particular semester or
27 quarter because of the higher enrollment of students during that
28 semester or quarter as compared to the other semester or quarter
29 in the academic year, or because a faculty member has been granted
30 leave for a semester, quarter, or year, or is experiencing long-term
31 illness, and shall be limited, in number of persons so employed,
32 to that need, as determined by the governing board.

33 (2) Employment of a person under this subdivision may be
34 pursuant to contract fixing a salary for the entire semester or
35 quarter.

36 (b) No person, other than a person serving as clinical nursing
37 faculty and exempted from this subdivision pursuant to paragraph
38 (1) of subdivision (c), shall be employed by any one district under
39 this section for more than two semesters or three quarters within
40 any period of three consecutive years.

(c) (1) Notwithstanding subdivision (b), a person serving as full-time clinical nursing faculty or as part-time clinical nursing faculty teaching 60 percent or more of the hours per week considered a full-time assignment for regular employees may be employed by any one district under this section for up to four semesters or six quarters within any period of three consecutive academic years between July 1, 2007, and June 30, 2014, inclusive.

(2) A district that employs faculty pursuant to this subdivision shall provide data to the chancellor's office as to how many faculty members were hired under this subdivision, and what the ratio of full-time to part-time faculty was for each of the three academic years prior to the hiring of faculty under this subdivision and for each academic year for which faculty is hired under this subdivision. This data shall be submitted, in writing, to the chancellor's office on or before June 30, 2012.

(3) The chancellor shall report, in writing, to the Legislature and the Governor on or before September 30, 2012, in accordance with data received pursuant to paragraph (2), how many districts hired faculty under this subdivision, how many faculty members were hired under this subdivision, and what the ratio of full-time to part-time faculty was for these districts in each of the three academic years prior to the operation of this subdivision and for each academic year for which faculty is hired under this subdivision.

(4) A district may not employ a person pursuant to this subdivision if the hiring of that person results in an increase in the ratio of part-time to full-time nursing faculty in that district.

~~SEC. 10.~~

SEC. 12. Section 89267 of the Education Code is amended to read:

89267. It is the intent of the Legislature:

(a) That, pursuant to funding to be appropriated in the Budget Act of 2007, the trustees should increase, by at least 340, the number of full-time equivalent students in baccalaureate degree nursing programs, beginning in the 2007–08 fiscal year.

(b) That the trustees provide a report to the Governor and the Legislature on or before March 15, 2007, on the proposed expenditure plans to expand nursing programs to enroll an additional 340 full-time equivalent students as a result of the funds appropriated in the Budget Act of 2007.

1 (c) To support the expansion of future baccalaureate degree
2 nursing enrollment with annual appropriations in the State Budget
3 Act.

4 (d) That the funding for the *baccalaureate degree* enrollment
5 expansions referenced in this section be funded within the general
6 enrollment growth funding that is traditionally provided to the
7 California State University during the annual ~~State Budget~~ *state*
8 *budget* process.

9 (e) *To encourage the university, in providing programs under*
10 *this article, to establish partnerships or collaborations with*
11 *community colleges to facilitate the education of students in*
12 *bachelor of the science of nursing (BSN) or entry-level master's*
13 *nursing programs.*

14 *SEC. 13. Section 89267.3 is added to the Education Code, to*
15 *read:*

16 *89267.3. The California State University may establish*
17 *priorities for admission to baccalaureate degree nursing programs,*
18 *but it shall not disqualify or prohibit any student who possesses a*
19 *baccalaureate or higher degree from enrolling in, and completing,*
20 *a baccalaureate degree nursing program on the sole basis of that*
21 *student's possession of the degree.*

22 ~~SEC. 11.~~

23 *SEC. 14. Section 92645 of the Education Code is amended to*
24 *read:*

25 *92645. It is the intent of the Legislature that all of the following*
26 *occur:*

27 (a) That, pursuant to funding to be appropriated in the Budget
28 Act of 2007, the Regents of the University of California should
29 offer at least 175 full-time equivalent students in baccalaureate
30 degree nursing programs, at least 140 state-supported full-time
31 equivalent students in accelerated master's level nursing programs,
32 including entry-level master's programs and entry-level master's
33 clinical programs, at least 41 full-time equivalent associate degree
34 nursing (ADN) transitional to bachelor's of science of nursing
35 (BSN) and full-time equivalent master of science of nursing (MSN)
36 students, and at least 40 full-time equivalent students in traditional
37 master of science in nursing (MSN) degree programs by the
38 2007–08 academic year.

39 (b) That the regents provide a report to the Governor and the
40 Legislature on or before March 15, 2007, on the proposed

1 expenditure plans to expand nursing programs to enroll the
2 additional students identified in subdivision (a).

3 (c) That the expansion of future baccalaureate, accelerated
4 master's degree, ADN transitional to BSN and MSN degrees, and
5 traditional MSN degree nursing enrollment be supported with
6 appropriations in the annual Budget Act.

7 (d) That the funding for the *baccalaureate degree* enrollment
8 expansions referenced in this section be funded within the general
9 enrollment growth funding that is traditionally provided to the
10 University of California during the annual ~~State Budget~~ *state*
11 *budget* process.

12 ~~SEC. 12.~~

13 *SEC. 15.* Article 5 (commencing with Section 128050) is added
14 to Chapter 2 of Part 3 of Division 107 of the Health and Safety
15 Code, to read:

16
17 Article 5. Health Care Workforce Clearinghouse
18

19 128050. The Office of Statewide Health Planning and
20 Development shall establish a health care workforce clearinghouse
21 to serve as the central source of health care workforce and
22 educational data in the state. The clearinghouse shall be responsible
23 for the collection, analysis, and distribution of information on the
24 educational and employment trends for health care occupations in
25 the state. The activities of the clearinghouse shall be funded by
26 appropriations made from the California Health Data and Planning
27 Fund in accordance with subdivision (h) of Section 127280.

28 128051. The Office of Statewide Health Planning and
29 Development shall work with the Employment Development
30 Department's Labor Market Information Division, state licensing
31 boards, and state higher education entities to collect, to the extent
32 available, all of the following data:

33 (a) The current supply of health care workers, by specialty.

34 (b) The geographical distribution of health care workers, by
35 specialty.

36 (c) The diversity of the health care workforce, by specialty,
37 including, but not necessarily limited to, data on race, ethnicity,
38 and languages spoken.

39 (d) The current and forecasted demand for health care workers,
40 by specialty.

1 (e) The educational capacity to produce trained, certified, and
2 licensed health care workers, by specialty and by geographical
3 distribution, including, but not necessarily limited to, the number
4 of educational slots, the number of enrollments, the attrition rate,
5 and wait time to enter the program of study.

6 128052. The Office of Statewide Health Planning and
7 Development shall prepare an annual report to the Legislature that
8 does all of the following:

9 (a) Identifies education and employment trends in the health
10 care profession.

11 (b) Reports on the current supply and demand for health care
12 workers in California and gaps in the educational pipeline
13 producing workers in specific occupations and geographic areas.

14 (c) Recommends state policy needed to address issues of
15 workforce shortage and distribution.

16 ~~SEC. 13. It is the intent of the Legislature that colleges and~~
17 ~~universities that operate registered nursing programs should not~~
18 ~~require students who have been admitted to those programs and~~
19 ~~who have already earned a baccalaureate degree to complete~~
20 ~~general education requirements, but rather should require these~~
21 ~~students to complete only the coursework that is necessary to~~
22 ~~prepare them for licensing as registered nurses.~~